

June 25, 2007

Re: Docket No. 326

The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a proposed substation located at Stepstone Hill Road, Guilford, Connecticut.

**INCONSISTENCIES AND MATERIAL OMISSIONS BETWEEN COUNCIL'S
DRAFT FINDINGS OF FACT AND THE RECORD**

Respectfully submitted

Russi T. Suntoke P.E.
(Party)

1) Page 9, Item 76 of Council's Draft Findings of Fact

The following should be added:

"There is a fair chance that we (Applicant) could eliminate several of those trees from consideration for cutting."

(Ref: Transcript 1 of April 24, 2007, hearing at 3:40 p.m. Page 56, Lines 16 to 24 & Page 57 Lines 1 to 12)

2) Page 12, Item 111 of Council's Draft Findings of Fact

The following should be added:

"In 1993, Orange and Rockland Utilities' Gardner substation exploded. The force of the explosion causing large pieces of equipment to fly out in all directions and land relatively close to neighboring residents' homes. There are other examples of other utilities, like Florida Power and Light, Virginia Power, and so on, Jersey Central Power And Light substation. So it is a common occurrence"

(Ref: Transcript 2 of April 24, 2007, hearing at 7:30 p.m. Page 17, Lines 1 to 9)

3) Page 12 of Council's Draft Findings of Fact

The following should be added as Item 113:

"Synthetic liquid filled transformers are available. The synthetic liquid has the advantage of being non-flammable essentially"

(Ref: Transcript 2 of April 24, 2007, hearing at 7:30 p.m. Page 19, Line 18 to Page 20, Line 18)

The above statements were made at the April 24, 2007, hearing and have been recorded in the transcript at the pages referenced above. The statement in (1) above was made by the Applicant in response to questions by a council member. The statements in (2) and (3) above which I made at the hearing are not my opinions but simply statements of fact, of events that have occurred and technologies that are undeniably available. Incorporation of the foregoing in the Council's Draft Findings of Fact is necessary to present a fair and balanced view and avoid exclusion of facts that may be unfavorable to the Applicant.

The allegations made by the Applicant through Attorney Robert Golden's June 5, 2007, letter are greatly disturbing in as much as they are factually incorrect. Applicant, through their attorney, alleges therein that I should have presented the foregoing "at the hearing", that I failed to do so and am attempting to use post-hearing briefs to submit new evidence and that they have therefore been deprived of their right of cross examination.

The record clearly shows otherwise. The references I have made above to the pages and line numbers of the Council's published transcript of the April 24, 2007, hearing, show that I did in fact make these statements and submit this evidence at the hearing. Applicant failed and neglected to utilize the opportunity available to them to cross-examine me at the hearing after I made these statements and are now seeking to take advantage of their own negligence by making statements disrespectful of the truth.

I therefore respectfully request that the foregoing items be included in the Council's "Draft Findings of Fact".

Respectfully submitted.